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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Norbert MÜLLER )

Title: AIR-CONDITIONED )  
SWITCHING CABINET )

Serial No.: 09/101,498 )

Filing Date: 09 July 1998 )

Examiner: H. Tran

Group: 3624

**RECEIVED**

APR 30 2004

OFFICE OF PETITIONS

**REQUEST FOR RECONSIDERATION**

**Mail Stop PETITION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Ladies and Gentlemen:

In response to the Decision on Petition mailed 25 February 2004, Applicants respectfully request reconsideration of the decision based upon the enclosed Amendment.

In the Decision of Petition mailed 25 February 2004, the Petitions Examiner dismissed the pending Petition to Revive based upon failure to enclose a response to the non-final Office Action dated 10 October 2000. Applicant did not

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on

26 APRIL 2004

26 APRIL 2004

Date

K.D. C.K.

Signature

Serial No.: 09/101,498

previously receive a copy of the Office Action dated 10 October 2000 so was unable to provide a full submission under 37 C.F.R. 1.137(b). Applicant received a copy of the Office Action of 10 October 2000 with the Decision on Petition and has thus now enclosed a suitable Amendment. Applicant therefore urges reconsideration of the subject U.S. patent application in view of the claims as amended and the following remarks. Applicant previously submitted the remaining requirements under 37 C.F.R. 1.137(b) but authorizes the Commissioner to charge Deposit Account 19-3550 should any further fees be required.

#### **Power of Attorney**

Applicant has enclosed a copy of the combined Declaration and Power of Attorney originally filed with the parent U.S. patent application to the subject U.S. patent application. Applicant notes that the undersigned was properly named on such Power of Attorney.

#### **Statement**

Because the undersigned was properly named in the Power of Attorney, the undersigned was in a position of knowing that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional. The undersigned hereby renews his statement that the

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entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional.

Applicant respectfully urges that the Petition to Revive filed 12 February 2004 and supplemented with this submission be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "K.D. Erickson".

Kevin D. Erickson

Reg. No. 38,736

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Title: AIR-CONDITIONED ) Examiner: H. Tran  
SWITCHING CABINET )  
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AMENDMENT

**Mail Stop Non-Fee Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Ladies and Gentlemen:

In response to the Office Action originally mailed 10 October 2000 and received with the Decision on Petition mailed 25 February 2004, Applicant amends the subject Patent Application as follows.

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on

26 APRIL 2004

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K-D. Glick

Signature